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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91215064
Party	Plaintiff Intellectual Reserve, Inc.
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Submission	Motion to Extend
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Date	05/08/2014
Attachments	Eller - motion for ext of time.pdf(70657 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

INTELLECTUAL RESERVE, INC. :

Opposer :

v. : Opp. No. 91215064

JONATHAN ELLER :

Applicant :

**OPPOSER'S MOTION FOR EXTENSION OF TIME TO RESPOND TO APPLICANT'S
MOTION TO DISMISS**

Opposer hereby moves that the time within which it may respond to Applicant's Motion to Dismiss be extended and reset after a decision on Opposer's Motion for Leave to Amend its Notice of Opposition.

Opposer seeks to amend the notice of opposition in response to Applicant's recent admissions that he personally did not own the mark at issue in this proceeding at the time that he filed the application and that he never has owned it.

Ownership of a mark is a fundamental issue in any opposition proceeding. Accordingly, it would be inefficient and inappropriate to respond to the Motion to Dismiss until after the Board has ruled on Opposer's Motion for Leave to Amend.

Accordingly, Opposer's time to responds to the Motion to Dismiss should be extended.

INTELLECTUAL RESERVE, INC.

By



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CERTIFICATE OF SERVICE

It is hereby certified that a copy of the foregoing has been served upon Applicant's counsel Siddhartha Rao, 121 E 12th St., Apt. LG, New York, New York 10003 by first class mail, postage prepaid, on May 8, 2014.

